

Message Text

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PAGE 01 TOKYO 08177 030642Z
ACTION L-03

INFO OCT-01 EUR-12 EA-07 IO-13 ISO-00 AID-05 CIAE-00
COME-00 EB-07 FRB-03 INR-07 NSAE-00 USIA-06
TRSE-00 XMB-02 OPIC-03 SP-02 LAB-04 EPG-02 SIL-01
OMB-01 NSC-05 SS-15 STR-04 CEA-01 /104 W
-----030652Z 049465 /13

R 030553Z JUN 77
FM AMEMBASSY TOKYO
TO SECSTATE WASHDC 8304
INFO AMEMBASSY BERN
AMEMBASSY BONN
AMEMBASSY BRUSSELS
AMEMBASSY CANBERRA
AMEMBASSY THE HAGUE
AMEMBASSY LONDON
AMEMBASSY OTTAWA
AMEMBASSY OSLO
AMEMBASSY PARIS
AMEMBASSY ROME
USMISSION USUN NEW YORK
USMISSION GENEVA

C O N F I D E N T I A L TOKYO 8177

AMEMBASSY PARIS AND BRUSSELS ALSO FOR USEEC, USOECD

E.O. 11652: GDS
TAGS: EGEN, EINV, UN, ECOSOC
SUBJECT: INTERNATIONAL AGREEMENT ON ILLICIT PAYMENTS

REF: STATE 124539

1. SUMMARY: FONMIN IN AGREEMENT WITH U.S. SUGGESTION FOR
CONSULTATION PRIOR NEXT ECOSOC WORKING GROUP MEETING
SUBJECT TO CONCURRENCE BY OTHER CONCERNED MINISTRIES.
HOWEVER, PREFER LATER DATE AS INTER-MINISTERIAL CONSUL-
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PAGE 02 TOKYO 08177 030642Z

TATIONS THIS SUBJECT SCHEDULED JUNE 13. GOJ HAVING
DIFFICULTY ARRIVING AT CONSENSUS ON U.S. PROPOSED
AGREEMENT AS STRONG DIFFERENCE STILL EXIST BETWEEN
AS WELL AS WITHIN CONCERNED MINISTRIES. END SUMMARY.

2. SINCE FOREIGN MINISTER HATOYAMA HAS BEEN ALMOST
STEADILY TIED UP IN DIET, EMIN MADE REPRESENTATION

REQUESTED IN REFTEL TO DIRECTOR GENERAL FOREIGN
MINISTRY'S UNITED NATIONS DIVISION WHICH IS RESPON-
SIBLE FOR COORDINATION OF JAPANESE GOVERNMENT POLICY
ON ILLICIT PAYMENTS.

3. SUBJECT TO CHECKING WITH SEVERAL OTHER MINISTRIES
INVOLVED, FOREIGN MINISTRY IS DISPOSED TO AGREEING
IN PRINCIPLE TO U.S. SUGGESTION FOR PRELIMINARY
CONSULTATIONS IN ADVANCE OF NEXT MEETING OF ECOSOC WORK-
ING GROUP BUT WOULD NOT BE ABLE MEET AS EARLY AS
JUNE 13-14 SINCE INTENSIVE INTER-MINISTERIAL CONSUL-
TATIONS ARE NOW GOING ON.

4. THERE HAVE BEEN THREE INTER-MINISTERIAL MEETINGS
INVOLVING FONMIN, MITI, JUSTICE, AND FTC TO
DEVELOP GOJ CONSENSUS ON ILLICIT PAYMENTS AGREEMENT.
GOJ HAVING DIFFICULTY ARRIVING AT CONSENSUS DUE TO
DISAGREEMENT BETWEEN MINISTRIES AS WELL AS WITHIN
MINISTRIES AS TO WHAT GOJ POLICY SHOULD BE.

5. JAPANESE PROGRESS WOULD BE ASSISTED IF WE COULD
GIVE THEM ANSWERS TO THE FOLLOWING QUESTIONS:

A. HOW DOES U.S. PROPOSE RAISE MATTER OF
INCLUDING REFERENCE TO THIS SUBJECT IN OECD MINISTERIAL
COMMUNIQUE?

B. WHAT ARE U.S. VIEWS ON WORKING PAPER NO. 1 (ONE)
WHICH GOJ UNDERSTANDS REFLECTS MUCH OF U.S. POSITION?
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PAGE 03 TOKYO 08177 030642Z

C. HOW DOES U.S. PROPOSE DEFLECT THE STRONG CONCERN
OF THE GROUP OF 77 AND ITS DESIRE TO LIMIT DIS-
CUSSIONS TO TNC CODE OF CONDUCT?

D. WHAT IS STATUS OF "PACKAGE PROPOSAL" UNDER WHICH
U.S. MIGHT TAKE MORE FLEXIBLE ATTITUDES ON DISCLOSURE
IF SUITABLE AGREEMENT ON MAKING ILLICIT PAYMENTS
A CRIMINAL OFFENSE COULD BE AGREED TO? (JAPANESE
SEEM TO FEEL THIS WOULD BE MAJOR HELP TO THEM.)

6. EMBASSY WILL CABLE GOJ VIEW ON PARTICIPATING IN SUGGESTED
CONSULTATION AND PREFERABLE DATES AS SOON AS KNOWN.
SHOESMITH

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